

CARTER, VANNUCCI & MOMSEN, LLP
 BRIAN S. MOMSEN, ESQ. #154235
 444 NORTH STATE STREET
 POST OFFICE BOX 1709
 UKIAH, CALIFORNIA 95482
 Telephone: (707) 462-6694
 Facsimile: (707) 462-7839

Attorneys for: Plaintiff

FILED

AUG 22 2007

**RICHARD W. WIEKING
 CLERK, U.S. DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA**

**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA**

J.G. JR., by and through his
 Guardian Ad Litem KATHERINE
 ELLIOTT,

 v.
 COUNTY OF MENDOCINO, et al.

 Respondents.

Case No. C 06-03342 WHA

**ORDER APPROVING COMPROMISE
 OF PENDING ACTION FOR MINOR**

Plaintiff Jeremy Gillespie, Jr., a minor, has petitioned the court for approval of a proposed compromise of a disputed claim arising out of the death of his father, Jeremy Gillespie Sr., at the Mendocino County Jail on or about January 22, 2005.

The terms of the settlement are that Jeremy Gillespie Jr. will receive a total payment from defendants of \$95,000. \$60,000 of this total will be used to purchase an annuity with Allstate Financial, that will make lump sum payments to Jeremy Gillespie Jr. when he reaches the ages of 18, 21, and 25. The remaining \$35,000 shall pay Jeremy Gillespie, Jr.'s attorney's fees and costs.

Good cause appearing therefore, IT IS HEREBY ORDERED AS FOLLOWS:

1. The petition is granted and the proposed compromise of the action is approved. The gross amount or value of the settlement in favor of Jeremy Gillespie Jr. is \$95,000.

2. Sixty Thousand (\$60,000) of this total shall be used to purchase the aforementioned

1 annuity.

2 3. Thirty-Five Thousand (\$35,000) of this total shall be used to pay Jeremy Gillespie, Jr.'s
3 attorney's fees and costs.

4 4. The petitioner is authorized and directed to execute any and all documents reasonably
5 necessary to carry out the terms of this settlement.

6
7 Dated: August , 2007


JUSTICE JAMES LARSON

8
9 JAMES LARSON
U.S. CHIEF MAGISTRATE JUDGE